

Contact Person's Name CHRIS HYNESand Phone Number (413) 477-6000

17. ☒ Check this box to confirm that, for each service provider listed in 15 and 16, above, a list is attached (as an appendix to this form) of all of the services that each service provider is providing to the billed entity. Service providers should provide these lists on request.

18. a. Total dollars of support allocated for this application for the entire funding year (calculated by administrator)

b. Amount of support set aside for this application for the first six months of the year (calculated by administrator)

19. Provide the total estimated cost (pre-discount price) for the services you expect to order in the funding year following the one for which you are applying here. (This figure is not binding)

\$100,000.00

20. Is your order solely for basic telephone service? ☐ Yes ☒ No

Block 6: Certifications and Signature

21. The applicant is eligible for support because it includes: (Check one or both.)

- a. ☒ schools under the statutory definitions of elementary and secondary schools found in the Elementary and Secondary Education Act of 1965, 20 U.S.C. Secs. 8801(14) and (25), that do not operate as for-profit businesses and do not have endowments exceeding \$50 million; and/or
- b. ☐ libraries or library consortia eligible for assistance from a state library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools' including, but not limited to, elementary and secondary schools, colleges, or universities.

22. The school(s) or library(ies) I represent have secured access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to make effective use of the services purchased as well as to pay the discounted charges for eligible services. CH 4-13-98

23. All of the individual schools, libraries, and library consortia listed above in items 15 and 16 are covered by:

- a. ☒ an individual; and/or
- b. ☒ higher-level technology plan(s) for using the services requested in this application (if those services consist of other than voice services).

24. Status of technology plans (check one):

- a. ☐ Technology plan(s) has/have been approved; or
- b. ☐ Technology plan(s) will be approved by a state or other authorized body; or
- c. ☒ Technology plan(s) will be submitted to Schools and Libraries Corporation for approval.

25. I certify that the entities eligible for support that I am representing have complied with all applicable state and local laws regarding procurements of services for which support is being sought. CH 4-13-98

26. I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value. CH 4-13-98

27. I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service receive an appropriate share of benefits from those services. CH 4-13-98

28. I recognize that I may be audited pursuant to this application and will retain for five years any and all worksheets and other records that I rely upon to fill out this application. CH 4-13-98

29. I certify that I am authorized to submit this request on behalf of the above-named institution, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true. CH 4-13-98

30. Signature CH

31. Date 4-13-98

32. Printed name of authorized person

CHRISTOPHER HYNES

33. Title or position of authorized person

DIRECTOR OF DEVELOPMENT

Contact Person's Name CHRIS HINES

and Phone Number (413) 477-6000

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

NOTICE TO INDIVIDUALS: Section 54.504 of the Federal Communication Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Services Ordered and Certification Form (FCC Form 471) with the Universal Service Administrator 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the personal information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation of potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party of a proceeding before the body or has an interest in the proceeding.

If you owe a past due debt to the federal government, the taxpayer identification number (such as your social security number) and other information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide this information to these agencies through the matching of computer records when authorized.

With the exception of your social security number, if you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Privacy Act of 1974, Pub. L. No. 93-579, December 31, 1974, 5 U.S.C. § 552, and the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, *et seq.*

Public reporting burden for this collection of information is estimated to average 6 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, D.C. 20554.

This form should be submitted to: **Schools and Libraries Corporation**
P.O. Box 4217
Iowa City, Iowa 52244-4217
1-888-203-8100



ADDENDUM I
TO FORM 471

3(c) This space is left blank intentionally by Eagle Hill School. Your representative, Michael, on the Schools and Libraries Helpline at 7:15 p.m. on Wednesday, April 8, 1998, informed me that the Schools and Libraries Corporation would fill in the appropriate information to respond to this question.

14(2) This space is left blank intentionally by Eagle Hill School. Your representative, Michael, on the Schools and Libraries Helpline at 7:15 p.m. on Wednesday, April 8, 1998, informed me that the Schools and Libraries Corporation would fill in the appropriate information to respond to this question.

CLAIM FOR REIMBURSEMENT
(Please see reverse side for instructions)

PART I - GENERAL INFORMATION

A. EAGLE HILL FOUNDATION OF MASS, INC
Recipient (Legal Name of Agency)
PO BOX 116, OLD PETERSHAM ROAD
Address (Street)
HARDWICK MA 01037
(City/Town, Zip Code)

Agreement Number
C. 14-124-ISSR
Month & Year
FEBRUARY, 1998

B. Name of Person Completing This Form:

JAMES BARKUS

Title: CONTROLLER

Telephone No: (413) 477-6000

D. Number of Approved Applications on file for the Claimed Month:

(1) Free Lunch	114
(2) Reduced Price Lunch	
(3) Free Breakfast	114
(4) Reduced Price Breakfast	
(5) Free Milk	

E. Summary Information by Program	F. Number of Authorized Sites Participating	G. Enrollment	H. Number of Operating Days	I. Average Daily Attendance	J. Average Daily Participation	K. Charge to Student		L. Charge to Adult
						Reduced	Paid	
(1) LUNCH	1	117	19	116	98	NONE	NONE	NONE
(2) BREAKFAST	1	117	15	116	105	NONE	NONE	NONE
(3) SPECIAL MILK							NONE	NONE

PART II - Computation of Claim for the SCHOOL LUNCH and BREAKFAST PROGRAMS

A. Type of Served Meal	B. Total Served to Students	C. 97-98 Assigned Rate	D. (Do not complete Column D) Maximum Reimbursement
(1a) Total Lunches (State)	1865	0.06	
(1b) Total Lunches (Federal)	1865	0.18- 0.20	
Allocate below to indicate lunches according to the appropriate category:			
(2) Free Lunches	1833	1.71	
(3) Reduced Price Lunches		1.31	
(4) Paid Lunches and/or Free to Student Worker			
(5) Free Breakfasts	1551	1.045	
(6) Reduced Price Breakfasts		0.7450	
(7) Free Breakfasts (Severe Need)			
(8) Reduced Price Breakfasts (Severe Need)			
(9) Paid Breakfasts	27	0.20	

PART III - Computation of Claim for the SPECIAL MILK PROGRAM (APPROVED KINDERGARTEN ONLY)

A. Cost of Milk	B. Total Served to Children	C. Assigned Rate	D. Maximum Reimbursement
(1) Total Half Pints Purchased	(1) Free Milk	DO NOT COMPLETE COLUMNS C + D	
(2) Total Cost of Milk	(2) Paid Milk	0.1250	
(3) Cost Per Half Pint of Milk (2+1)	(3) Total		

CERTIFY THAT, to the best of my knowledge and belief, this claim is true and correct in all respects, that records are available to support this claim; that it is in accordance with the terms of existing agreement(s); and that payment has not been received. "I understand that the information on this Claim for Reimbursement is being given in connection with the receipt of funds and that deliberate misrepresentation may subject me to prosecution under applicable State and Federal criminal statutes."

Authorized Signature James M Barkus Title CONTROLLER Date 4/1/98



17. Upon the advice of three of your representatives on three separate occasions, I have not included a copy of the contract executed between Eagle Hill School and each of the service providers listed here. I have also *not* gone into great detail regarding the services and products from each of the three (3) service providers that are listed here. This lack of detail is in accordance with advice from your representatives and from literature downloaded from your website regarding these questions.

CONTRACT I

Agreement between Eagle Hill School and Drathaus Networking Inc.

Overview of services and hardware to be provided (in dollars):

	ELIGIBLE	INELIGIBLE
Server Hardware:	60,336.60	8,235.97
E-Mail Server		Remote Access
Web Server		Server Security Enclosure
File Server		
Studies Information Server		
Network Hardware	209,849.12	
<u>Hubs (12 total)</u>		
3-Com Superstack II 9300 Gigabit Ethernet Switch		
3Com Superstack II 3900 36 Port 10/100 Switch		
3Com Superstack II 3900 LX Ethernet Module		
3Com Superstack II UPS (This was listed as eligible by 3Com as part of an integrated network of hardware		
<u>Internet (12 total)</u>		
3Com Superstack NETBuilder		
<u>Service (12 total)</u>		
Install and configure switches		
Install and configure router		

Preparing the bright learning disabled child for tomorrow and the future

Fax: 413-477-6837

Email: EagleHill@aol.com

Cabling (12 buildings, 154 rooms) **276,792.58**

<u>Cabling</u>	<u>Quantity Per Connection</u>
Single Mode Fiber	3
Multi Mode Fiber	3
RG6 Coax	3
CAT 5 350 MHZ UTP	6

Distributed Instructional Video **32,609**

(12 Buildings)

Pro 8 (or Pro 16) Zone Distribution Panel

Install and Configure each panel

Phone System **126,149**

Lucent Technologies Guestworks Server

Includes:

Guestworks Level 2 with 250 rooms

Intuity Lodging 2.0 for Guest Messaging

Intuity Audix 4.3 for Staff Messaging

& Lodging Call Accounting

Network Service Contract **30,555**

Totals

736,291.30 (eligible)

8,235.97 (ineligible)

CONTRACT II

Agreement Between Eagle Hill School and Bell Atlantic, Inc.

Eagle Hill School and Bell Atlantic, Inc. have entered into an agreement whereby Bell Atlantic will install two (2) T-1 lines to be used for both voice and data transmission. The one time installation charge for those lines is \$204.00 each. Eagle Hill School will also pay Bell Atlantic a monthly line charge of \$575.00 per each T-1 line. This makes Eagle Hill's obligation to Bell Atlantic \$13,800 over one calendar year; beginning June 1, 1998.

Including the one-time installation charge and monthly charges, Eagle Hill will owe Bell Atlantic a total of **\$14,208**.

CONTRACT III

Agreement Between Eagle Hill School and ACC Long Distance of Massachusetts, Inc.

Eagle Hill School and Acc Long Distance of Massachusetts, Inc. have entered into an agreement whereby Acc Long Distance will provide Eagle Hill School with monthly access using the T-1 line. This access will cost Eagle Hill School \$1100.00 per month. Over a calendar year, the total cost to Eagle Hill School is **\$13,200**.

ACC Long Distance will also serve as Eagle Hill School's long distance carrier for the next calendar year. The best estimate of Eagle Hill School's long distance costs for that time is **\$32,540**. This projection is based upon a comparison of our current rates with AT&T and our new rates offered by ACC in light of our expanded phone capacity beginning June 1, 1998. For clarification, please see the "Worksheet of Calculations" for shared services in response to Question 14.



14. Worksheet of Calculations for Shared Services

The only "shared" services that Eagle Hill School is applying for are basic phone service and Internet access. We will be using a T-1 line for both voice and data connections. I was told by your representatives that phone service and Internet access always qualify as "shared."

The calculations regarding Internet charges appear in Contracts I and II above. They are very straightforward. Additionally, I have provided calculations of our estimated basic phone service costs for one (1) calendar year from the service start date, projected as June 1, 1998. These estimates are derived from our current long distance costs measured against our anticipated increase in capacity and reduced long distance rates.

The specific calculation entails:

I. STUDENTS

273 days per year (including all weekends and summer program)
85 students using per evening (this number is close to $\frac{3}{4}$ of our student population)
20 minutes per evening per student (time allotments will be based on a privilege system)
\$.49 per minute charge per our new contract with ACC Long Distance.

TOTAL : \$22,740 for one school year.

II. FACULTY AND ADMINISTRATORS

Our current base rates for long distance calls are as follows:

Interstate: \$.22 (\$.28 peak)
Intrastate: \$.25
Intralata: \$.125
International: Varies

We currently get an approximately 50% discount if our total bill is greater than \$200.00 per month. It always exceeds this threshold. Therefore, for purposes of calculating this estimate, we will assume \$.12 per minute as our average current long distance charge.

Our present phone bill per month is \$2,350. Multiplied out over 12 months, it is \$28,200. Due to our capacity increase once our new phone system is installed, we predict that our bill would increase \$720.00 (\$60 per month) over the course of one calendar year.

Preparing the bright learning disabled child for tomorrow and the future

Fax: 413-477-6837

Email: EagleHill@aol.com

Schools and Libraries
Division

Box 125 - Correspondence Unit
100 South Jefferson Road
Whippany, NJ 07981

EAGLE HILL SCHOOL
CHRIS HYNES
242 OLD PETERSHAM ROAD, P.O. B
HARDWICK, MA 01037

February 9, 1999

Re: Form 471 Application Number: 84941
Funding Year: 1998
Billed Entity Number: 90

We have completed our review of your FCC Form 471, Services Ordered and Certification Form, and made decisions with respect to your requests for discounts along with other applications received within the same time period. This letter is to advise you of our decisions.

As you may know, the Federal Communications Commission (FCC) in June 1998 made two changes to the Universal Service Fund for schools and libraries that have direct bearing on your discount request for 1998. First, the 1998 program year has been extended by six months, for a new ending date of June 30, 1999. Second, the FCC established new funding priorities whereby all eligible applicants will receive discounts for eligible telecommunications services and Internet access. Support for internal connections will be allocated in accordance with need so that schools and libraries will receive discounts in order of the discount percentages for which they qualify beginning with applications qualifying for the highest discount percentages. Discounts for internal connections will continue until all funds are exhausted. These changes are reflected in the information in this letter regarding your discount request.

On the following page(s) is a list, by row of Items 15 and 16 of your FCC Form 471. For each item, there is a Funding Request Number (FRN) and several other

information. If you believe there is an error in the pre-printed information -except for the Billed Entity Number-please cross off and print the correct information above each item. Then make multiple copies of this Billed Entity -specific Form 486 for future use, and follow the instructions with the form to complete and submit it to SLC.

Billed Entity Applicant Reimbursement Form: If you have already paid in full for services for which you are now being approved for discounts, you can use the enclosed Billed Entity Applicant Reimbursement Form to seek reimbursement from your service provider. This Form is not for use by service providers, who have their own invoice form. If you plan to submit a Billed Entity Applicant Reimbursement Form, please read and follow the instructions carefully regarding the Form as well as the Form 486 to avoid delay in processing your reimbursement.

- * **Earliest Possible Effective Date of Discount:** The first possible date of service for which the SLC will reimburse the service provider for discounted services. Note: If the actual service start date provided on a Form 486 is later than this date, the actual service start date set forth in the Form 486 will be the effective date of the discount.
- * **Contract Expiration Date:** The date the contract expires. This will be present only if a contract expiration date was provided on Form 471.
- * **Estimated Total Annual Pre-discount Cost:** Amount in Column 10 of Item 15/16, Form 471 as determined through the application review process, PLUS an automatic extension of monthly costs for Telecommunications Services and Internet Access through June 30, 1999. Please note that, during the Problem Resolution process at SLC, the amount in Col. 10 of Item 15/16 may have been corrected to conform to the information provided about Service Start Date and Monthly Costs.
- * **Discount Percentage Approved by SLC:** This is the discount rate that the SLC has approved for this service.
- * **Funding Commitment Decision:** This represents the total amount of funding that the SLC is now reserving to reimburse service providers for the cost of the discount for this service. This figure may be different from the Estimated Total Annual Pre-Discount Cost (Col. 10 of Item 15/16) times the Percentage Discount (Col. 11 of Item 15/16) in your application. It may be higher because of the addition of the monthly cost for Telecommunications Services and Internet Access for the six months from January 1, 1999, through June 30, 1999. It may be lower because of an adjustment determined appropriate by the SLC, such as of the discount percentage, or a denial of discounts and, if so, the accompanying comment will explain this difference. The difference may also reflect a reduction from the request level made necessary by overall funding limitations, in which case the "Funding Status" above will indicate "Partially Funded" or "Unfunded." Whatever amount is listed here, it is important that you and your service provider both recognize that the SLC should be invoiced and the SLC may direct disbursement of discounts on only eligible, approved services actually rendered.
- * **Funding Commitment Decision Explanation:** This entry may appear to amplify the comment in the "Funding Commitment Decision," if the discount request for this service is denied for reasons other than "Unfunded" or if the SLC determined that some adjustment to the request level was appropriate.

Using the Enclosed FCC Form 486 and Invoice

FCC Form 486: You will use this form to notify the SLC that you are currently receiving or have already received services for which discounts have been approved. Your completed Form 486 allows us to begin processing invoices from your service providers for your discounts. It also sets in motion the process by which you and your service provider can invoice SLC for approved services you have already paid for.

Each Billed Entity Applicant must file a separate Form 486, although each Billed Entity's Form 486 may include services from multiple Forms 471 if the same Billed Entity Number is listed on the various Funding Commitment Decision letters that you receive. When completing your Form 486, please be certain to use the Billed Entity Number as listed at the beginning of this Funding Commitment letter. (We may have revised or corrected the Billed Entity Number from your original Form 471, so please use the number exactly as it is listed in this letter.)

To assist in completing your Form 486, we have pre-printed your Block 1 information, including the Billed Entity Number. Please review the pre-printed

Schools and Libraries Corporation Page 3 of 5

02/09/1999

very important pieces of information relating to the disposition of that request. A complete explanation of each item begins below.

If you have any questions about our decisions on your discounts, you may send them in writing to the Schools and Libraries Corporation, Box 125 -
Q Correspondence Unit, 100 South Jefferson Road, Whippany, NJ 07981.

Your next step in the discounting process is to complete and submit the FCC Form 486 enclosed with this letter to notify the SLC that you are currently receiving or have already begun to receive services for which discounts have been approved. This will enable your service providers to invoice SLC for your discounts. Please note that we are notifying each service provider listed on your Form 471 of our decision on your discount request. In addition, you should contact each service provider yourself to make any necessary arrangements regarding start of services, billing of discounts, and any other administrative details relevant to your participation in the Universal Service Fund. For important information about your Form 486, see next page.

FCC Form 471 Applicants who are approved for discount eligibility are reminded that they continue to be subject to audits and other reviews that the SLC may undertake to assure that discounted services are being used in compliance with program rules. If the SLC discovers that discounted services are not being used in compliance with program rules, 471 Applicants will be subject to enforcement activities and other means of recourse by the SLC and other appropriate Federal, state, and local authorities.

Explanation of Information Provided in SLC Funding Notification

On the following pages we provide you with a synopsis of the discount eligibility decision for each item you requested. To help understand this synopsis the following definitions are provided:

- * Funding Request Number (FRN): A number assigned by the SLC that will identify a Funding Request. A Funding Request is a single row of item 15 or 16.
- * Funding Status: An item may be "Funded," "Denied," "Partially Funded," or not approved because of "Funds Exhausted." An item that is "Funded" will be approved at the level that SLC determines is appropriate for that item. That will generally be the level requested by the Applicant unless the SLC determines during the application review process that some adjustment is appropriate, for example, a different discount percentage for that item than the FCC Form 471 featured. If an item is "Denied," that denial will be briefly explained in the "Funding Commitment Decision," and amplification of that explanation may be offered in the section, "Funding Commitment Decision Explanation." An item will be "Partially Funded" or "Unfunded," in accordance with FCC program rules, if the total amount of funds in the Universal Service Fund is insufficient to fully fund all approved requests. If the Form 471 was received after all the funds in the Universal Service Fund were allocated and it was processed, the status will indicate "Unfunded - Funds Exhausted."
- * SPIN (Service Provider Identification Number): A unique number assigned to each service provider by the Universal Service Administrative Company (USAC).
- * Service Provider Name: The legal name of the service provider.
- * Provider Contract Number: The number of the contract between the eligible party and the service provider. This will be present only if a contract number was provided on Form 471.
- * Services Ordered: The type of service ordered from the service provider, as shown on Form 471.

SLC Funding Notification Synopsis for Application Number: 00084941

Funding Request Number:00084650 Funding Status: Funded
SPIN: 143001291 Service Provider Name: Bell Atlantic dba New England Tel. & T
Provider Contract Number: II
Services Ordered: Internet Access
Effective Date of Discount: 04/13/1998 Contract Expiration Date: 12/31/1998
Estimated Total Annual Pre-discount Cost: \$17,658.00
Discount Percentage Approved by SLC: 90%
Funding Commitment Decision: \$15,892.20 - NONE

Funding Request Number:00084654 Funding Status: Funded
SPIN: 143004253 Service Provider Name: ACC Long Distance of Massachusetts, Co
Provider Contract Number: III
Services Ordered: Telecommunications Services
Effective Date of Discount: 04/13/1998 Contract Expiration Date: 12/31/1998
Estimated Total Annual Pre-discount Cost: \$40,350.00
Discount Percentage Approved by SLC: 90%
Funding Commitment Decision: \$36,315.00 - NONE

Funding Request Number:00084658 Funding Status: Funded
SPIN: 143004253 Service Provider Name: ACC Long Distance of Massachusetts, Co
Provider Contract Number: III
Services Ordered: Internet Access
Effective Date of Discount: 04/13/1998 Contract Expiration Date: 12/31/1998
Estimated Total Annual Pre-discount Cost: \$16,500.00
Discount Percentage Approved by SLC: 90%
Funding Commitment Decision: \$14,850.00 - NONE

Funding Request Number:00085128 Funding Status: Funded
SPIN: 143008855 Service Provider Name: Drahtaus Residential Networking, Inc.
Provider Contract Number: I
Services Ordered: Internal Connections
Effective Date of Discount: 04/13/1998 Contract Expiration Date: 12/31/1998
Estimated Total Annual Pre-discount Cost: \$577,533.00
Discount Percentage Approved by SLC: 90%
Funding Commitment Decision: \$519,779.70 - FRN approved; modified by SLC
Funding Commitment Decision Explanation: The dollars requested were reduced to remove: the ineligible product(s)/service(s) Instructional Video, GuestWorks Phone System.

Subj: a3
Date: 98-04-07 09:32 15 EDT
From: QUESTION@slcfund.org (SLC QUESTIONS)
To: EHSDewel@aol.com

I have reviewed your request and need some additional information. Are you asking if the dorm rooms are eligible as a place of instruction? If this is your question please clarify. Thank you for your patience and cooperation. (dg)

From: EHSDewel[SMTP:EHSDewel@aol.com]
> Sent: Thursday, April 02, 1998 8:59 AM
> To: QUESTION@slcfund.org
> Subject: instructional?
>
> Hello...
>
> We are a private residential school for learning disabled children
> aged 12-19.
> Because our facilities are limited, each night for 2 hours, the
> students have
> a structured study hall period in which they are required to be in
> their
> individual dormitory rooms. The study period is supervised by teachers
> in each
> of the dormitories. For the teachers, it is an assigned duty that is
> included
> in each of their contracts. Practically speaking, during those
> supervised
> study periods, the dormitory rooms are classrooms.
>
> During these times, there are no places on campus that these kids can
> go to
> study other than their dormitory rooms. Instruction in their dorm
> rooms also
> mirrors teaching during the day where close supervision and a close
> student to
> teacher ratio is emphasized. We find this is necessary for proper
> remediation
> for our learning disabled children.
>
> I realize this poses a unique question in the context of
> "instructional"
> versus "non-instructional" for purposes of reimbursement eligibility.
> However,
> because educating learning disabled children requires a unique
> approach, I
> believe a broader interpretation of what qualifies as "instructional"
> is
> warranted here.
>
> The language "instructional" versus "non-instructional," as opposed to
> "classroom" versus "non-classroom," appears to be purposefully
> written.
> Ostensibly, the drafters of the SLC regulations left the language of
> the

> qualifying criteria quite general so as not to exclude reimbursement
> for
> deserving buildings or entities.
>
> Because the Universal Service Program is relatively new, some may
> point out
> that there is no precedent upon which to base a decision in this
> instance. I
> respectfully disagree. I believe the decision of the SLC should be
> predicated
> on the purpose of the program itself. The overall goal of the
> Telecommunications Act of 1996 is to furnish affordable access to
> modern
> telecommunications and information services to schools and
> libraries. One of
> the clear purposes of the Act is to enable schools to utilize modern
> telecommunications equipment to employ the Internet as a teaching
> tool. In our
> situation, that purpose would be thwarted if we are unable to bring
> technology
> to our teacher-supervised study periods in our dormitories.
>
> I have spoken with your technical department in search of an
> adjudication of
> this question. I have not yet received a definitive response.
>
> I eagerly await your prompt reply. It will influence many of our
> decisions in
> the near future and beyond.
>
> Thank you.
>
> Christopher Hynes, Esq.
> Director of Development
>

----- Headers -----

Return-Path: <QUESTION@slcfund.org>

Received: from relay23.mx.aol.com (relay23.mail.aol.com [172.31.106.69]) by air18.mail.aol.com (v40.19) with SMTP; Tue, 07 Apr 1998 09:32:15 -0400

Received: from relay3.smtp.psi.net (relay3.smtp.psi.net [38.8.210.2])
by relay23.mx.aol.com (8.8.5/8.8.5/AOL-4.0.0)
with ESMTP id JAA19244 for <EHSDewel@aol.com>;
Tue, 7 Apr 1998 09:32:14 -0400 (EDT)

Received: from mail.neca.org by relay3.smtp.psi.net (8.8.5/SMI-5.4-PSI)
id JAA10301; Tue, 7 Apr 1998 09:32:11 -0400 (EDT)

Received: from [204.76.8.27] by mail.neca.org
via smtpd (for relay3.smtp.psi.net [38.8.210.2]) with SMTP; 7 Apr 1998 13:29:03 UT

Received: from Domain1-Message_Server by slcfund.org
with Novell_GroupWise; Tue, 07 Apr 1998 09:42:32 -0400

Message-Id: <s529f508.017@slcfund.org>

X-Mailer: Novell GroupWise 4.1

Date: Tue, 07 Apr 1998 09:41:44 -0400

From: SLC QUESTIONS <QUESTION@slcfund.org>

To: EHSDewel@aol.com

Subj: a3
Date: 98-04-10 18:55:59 EDT
From: QUESTION@slcfund.org (SLC QUESTIONS)
To: EHSDevel@aol.com

unknown address

> -----
> From: Mail Delivery
> Subsystem[SMTP:Mailer-Daemon@relay3.smtp.psi.net]
> Sent: Friday, April 10, 1998 4:13 PM
> To: QUESTION@slcfund.org
> Subject: Returned mail: Host unknown (Name server: smtp:
host
> notfound)
>
> The original message was received at Fri, 10 Apr 1998
17:13:55 -0400
> (EDT)
> from [204.76.13.227]
>
> ----- The following addresses had permanent fatal errors -----
> <aol.com.EHSDevel@SMTP>
>
> ----- Transcript of session follows -----
> 550 <aol.com.EHSDevel@SMTP>... Host unknown (Name
server: smtp: host
> not found)
>
> ----- Original message follows -----
>
> Return-Path: <QUESTION@slcfund.org>
> Received: from mail.neca.org by relay3.smtp.psi.net
> (8.8.5/SMI-5.4-PSI)
> id RAA11770; Fri, 10 Apr 1998 17:13:55 -0400 (EDT)
> Received: from [204.76.8.27] by mail.neca.org
> via smtpd (for relay3.smtp.psi.net [38.8.210.2]) with
SMTP;
> 10 Apr 1998 21:10:57 UT
> Received: from Domain1-Message_Server by slcfund.org
> with Novell_GroupWise; Fri, 10 Apr 1998 17:14:38 -0400
> Message-Id: <s52e537e.072@slcfund.org>
> X-Mailer: Novell GroupWise 4.1
> Date: Fri, 10 Apr 1998 17:13:58 -0400
> From: SLC QUESTIONS <QUESTION@slcfund.org>
> To: aol.com.EHSDevel@SMTP
> Subject: a3
> Mime-Version: 1.0
> Content-Type: text/plain
> Content-Disposition: inline
>
> Your question is complex and has many possible answers
depending on
> what services you are applying for. Based on a two hour
instructional
> program in the evening - in your dormitories - you should have
> carefully
> analyzed what services will be needed (i.e. basic phone

service,
> internet access, etc)for this setting. Hopefully this process
was
> done
> prior to your 470 web posting. If so, and if you already have an
> executed
> contract for these evening services (in your dorms), then you
should
> request these services on your 471 application. Please keep in
mind,
> that
> the 471 (request for funding) must relate and correspond
directly to
> your
> 470 web posting (ad for bids on services).
> To summarize, the concept of the program is to provide
discounts on
> services related to classroom education/instruction (for grades
K
> -12).
> Since your unique setting and need for services extends
beyond a
> traditional classroom setting - an association can be made to
indicate
> that
> the dormitories are "acting" classrooms during the two hours
per
> evening
> you cited - and therefore would meet the definition of eligible.
> Thank you for your comments and please indicate this unique
situation
> as
> an attachment to your completed form 471 application. Lastly,
the
> initial
> filing window for 471 applications is SLC receipt no later than
April
> 15th.
> You may file after this date but those applications will be
considered
> on a
> first come - first serve basis.
>
> > _____
> > From: EHSDevel[SMTP:EHSDevel@aol.com]
> > Sent: Tuesday, April 07, 1998 2:31 PM
> > To: QUESTION@slcfund.org
> > Subject: Re: a3
> >
> > Dear Sir or Madam,
> >
> > I appreciate your need for clarification. I will try to provide you
> > with as
> > much as I can.
> >
> > My question references the language taken from the
paragraph of FCC
> > 97-157,

> > FCC 97-420, Appendix, or the FCC Public Notice "Updated Frequently Asked Questions on the Universal Service and the Snowe-Rockefeller-Exon-Kerrey Amendment" that addresses eligible services. As you know, that paragraph states that the primary purpose for which support is sought must be the delivery of services to "the classrooms or other places of instruction" at schools. (emphasis added).

> >

> > We believe that our dormitory rooms qualify as other places of instruction for the following reasons:

> >

> > 1. There are structured study hall periods in each of the children's dormitories between certain hours each night for a minimum of 2 hours.

> >

> > 2. The students are required to be in their rooms at that point, and are not allowed to be anywhere else on campus during those hours.

> >

> > 3. There are teachers on paid duty on each floor who are required to be there by contract during those hours.

> >

> > 4. Teachers actually teach the students during those hours. They are not simply "monitors" or "dorm counselors." In fact, we have salaried dorm counselors on each floor simultaneously with the teachers. The dorm counselors are assigned other responsibilities.

> >

> > 5. Because we are a school for learning disabled children, this intimate one-on-one setting is the most effective way for our students to learn.

> > We implemented the policy of teaching in the dorm rooms as a way to

> > maximize our
> > close student:teacher ratio by augmenting the traditional
school
> day.
> >
> > For these reasons, we believe the unique characteristics of
our
> > dormitory
> > rooms qualify them as other places of instruction. We believe
that
> if
> > the
> > drafters of the Telecommunications Act had wanted to
exclude dorm
> > rooms from
> > eligibility, then they certainly would have expressed that
desire in
> > the Act
> > itself. Moreover, if they only wanted "classrooms" to be
eligible
> for
> > services, they would not have gone on to include "other
places of
> > instruction." Instead, the Act specifically expresses the
> possibility
> > of
> > other rooms, including dorm rooms like ours, being eligible.
> >
> > I respectfully suggest that the Act calls for avoidance of
denials
> of
> > eligibility based on rigid categorization and
oversimplification.
> > Rather, it
> > encourages an assessment of each situation based upon
its own
> merits.
> > For me
> > to answer your request for "clarification" on whether I am
simply
> > asking you
> > if "dorm rooms are eligible" would be unfair to our students
and
> > faculty.
> > Moreover, It would contravene the clear purpose of the Act.
> >
> > I can certainly understand a fear of opening the door to
thousands
> of
> > other
> > requests regarding the eligibility of dormitory rooms.
However, I
> > believe our
> > situation is unique. Because we only have children with
learning
> > disabilities
> > and are necessarily different programmatically, we are
distinct from

> > other
> > boarding schools. Careful consideration of the information I
have
> > presented
> > demonstrates this point.
> >
> > Inarguably, just because students do their homework in
dormitory
> rooms
> > does
> > not make those rooms eligible for services. I am not asking
for you
> to
> > draw
> > that attenuated connection here. By contrast, the nature of
> > instruction that
> > our children receive from teachers each night in their
dormitory
> rooms
> > makes
> > them tantamount to classrooms. During that time, they are
certainly
> > other
> > places of instruction and are "dorm" rooms in name only.
> >
> > Please consider the clearly intended language of the Act and
our
> > unique
> > situation when you contemplate this issue. I hope you agree
that the
> > purpose
> > of the Act would be served if our dormitories were eligible for
> > services.
> >
> > Thank you for your prompt attention.
> >
> >

----- Headers -----

Return-Path: <QUESTION@slcfund.org>

Received: from relay12.mx.aol.com (relay12.mail.aol.com [172.31.109.12]) by air18.mail.aol.com (v41.14) with SMTP; Fri, 10 Apr 1998 18:55:59 -0400

Received: from relay3.smtp.psi.net (relay3.smtp.psi.net [38.8.210.2])
by relay12.mx.aol.com (8.8.5/8.8.5/AOL-4.0.0)
with ESMTP id SAA09337 for <EHSDewel@aol.com>;
Fri, 10 Apr 1998 18:55:57 -0400 (EDT)

Received: from mail.neca.org by relay3.smtp.psi.net (8.8.5/SMI-5.4-PSI)
id SAA02304; Fri, 10 Apr 1998 18:55:56 -0400 (EDT)

Received: from [204.76.8.27] by mail.neca.org
via smtpd (for relay3.smtp.psi.net [38.8.210.2]) with SMTP; 10 Apr 1998 22:50:26 UT

Received: from Domain1-Message_Server by slcfund.org
with Novell_GroupWise; Fri, 10 Apr 1998 18:54:13 -0400

Message-Id: <s52e6ad5.022@slcfund.org>

X-Mailer: Novell GroupWise 4.1

Date: Fri, 10 Apr 1998 18:53:31 -0400

From: SLC QUESTIONS <QUESTION@slcfund.org>

To: EHSDewel@aol.com

Dear Sir or Madam,

I appreciate your need for clarification. I will try to provide you with as much as I can.

My question references the language taken from the paragraph of FCC 97-157, FCC 97-420, Appendix, or the FCC Public Notice "Updated Frequently Asked Questions on the Universal Service and the Snowe-Rockefeller-Exon-Kerrey Amendment that addresses eligible services. As you know, that paragraph states that the primary purpose for which support is sought must be the delivery of services to "the classrooms or other places of instruction" at schools. (emphasis added).

We believe that our dormitory rooms qualify as other places of instruction for the following reasons:

1. There are structured study hall periods in each of the children's dormitories between certain hours each night for a minimum of 2 hours.
2. The students are required to be in their rooms at that point, and are not allowed to be anywhere else on campus during those hours
3. There are teachers on paid duty on each floor who are required to be there by contract during those hours.
4. Teachers actually teach the students during those hours. They are not simply "monitors" or "dorm counselors." In fact, we have salaried dorm counselors on each floor simultaneously with the teachers. The dorm counselors are assigned other responsibilities.
5. Because we are a school for learning disabled children, this intimate one-on-one setting is the most effective way for our students to learn. We implemented the policy of teaching in the dorm rooms as a way to maximize our close student:teacher ratio by augmenting the traditional school day.

For these reasons, we believe the unique characteristics of our dormitory rooms qualify them as other places of instruction. We believe that if the drafters of the Telecommunications Act had wanted to exclude dorm rooms from eligibility, then they certainly would have expressed that desire in the Act itself. Moreover, if they only wanted "classrooms" to be eligible for services, they would not have gone on to include "other places of instruction." Instead, the Act specifically expresses the possibility of other rooms, including dorm rooms like ours, being eligible.

I respectfully suggest that the Act calls for avoidance of denials of eligibility based on rigid categorization and oversimplification. Rather, it encourages an assessment of each situation based upon its own merits. For me to answer your request for "clarification" on whether I am simply asking you if "dorm rooms are eligible" would be unfair to our students and faculty. Moreover, It would contravene the clear purpose of the Act.

I can certainly understand a fear of opening the door to thousands of other requests regarding the eligibility of dormitory rooms. However, I believe our situation is unique. Because we only have children with learning disabilities and are necessarily different programmatically, we are distinct from other boarding schools. Careful consideration of the information I have presented demonstrates this point.

Inarguably, just because students do their homework in dormitory rooms does not make those rooms eligible for services. I am not asking for you to draw that attenuated connection here. By contrast, the nature of instruction that our children receive from teachers each night in their dormitory rooms makes them tantamount to classrooms. During that time, they are certainly other places of instruction and are "dorm" rooms in name only.

Please consider the clearly intended language of the Act and our unique situation when you contemplate this issue. I hope you agree that the purpose of the Act would be served if our dormitories were eligible for services.

State MA				E-Rate Funding Commitments: Wave Eight	
Telecomm And Dedicated	296 Station Avenue	South Yarmouth	02664	\$4,590.00	50
Telecomm And Dedicated	296 Station Avenue	South Yarmouth	02664	\$7,230.00	50
Telecomm And Dedicated	296 Station Avenue	South Yarmouth	02664	\$20,349.00	50
Telecomm And Dedicated	296 Station Avenue	South Yarmouth	02664	\$8,239.50	50
Sum				\$66,073.50	

Applicant Name DOUGLAS SCHOOL DISTRICT

Service	Address	City	Zip	\$ Amount	Discount (%)
Telecomm And Dedicated	21 DAVIS ST	EAST DOUGLAS	01516	\$7,920.00	40
Sum				\$7,920.00	

Applicant Name Dr. B. Johnson Christian Academy of Mt. Calvary Holy Church

Service	Address	City	Zip	\$ Amount	Discount (%)
Telecomm And Dedicated	8 OTISFIELD ST	DORCHESTER	02121	\$2,175.00	20
Sum				\$2,175.00	

Applicant Name EAGLE HILL SCHOOL

Service	Address	City	Zip	\$ Amount	Discount (%)
Internal Connections	242 OLD PETERSHAM ROAD,	HARDWICK	01037	\$519,779.70	90
Internet Access	242 OLD PETERSHAM ROAD,	HARDWICK	01037	\$15,892.20	90
Internet Access	242 OLD PETERSHAM ROAD,	HARDWICK	01037	\$14,850.00	90
Telecomm And Dedicated	242 OLD PETERSHAM ROAD,	HARDWICK	01037	\$36,315.00	90
Sum				\$586,836.90	

Applicant Name ELDREDGE PUBLIC LIBRARY

Service	Address	City	Zip	\$ Amount	Discount (%)
Telecomm And Dedicated	564 MAIN ST	CHATHAM	02633	\$1,317.60	40

SCHOOLS AND LIBRARIES Eligibility List

SERVICE	ELEMENT/ DESCRIPTION	ELIGIBLE YES/NO	PARAGRAPH CITE
TELECOMMUNICATIONS SERVICES			
<p>The primary purpose of the services for which support is sought must be the delivery of services to the classrooms or other places of instruction at schools and libraries that meet the statutory definition of an eligible institution. Support for the administrative functions of library or education programs is permitted so long as the services are part of the network of shared services for learning. Support will be limited to services delivered to the onsite educational facility or facilities.¹</p> <p>The Paragraph Cite column represents the paragraph from FCC 97-157, FCC 97-420, Appendix of the FCC Public Notice "Updated Frequently Asked Questions on Universal Service and the Snowe-Rockefeller-Exon-Kerry Amendment" that is most closely associated with the particular service. This information in the column is not intended to be all-inclusive and other references should be considered.</p>			
Asynchronous Transfer Mode (ATM)	ATM is a high bandwidth switching technology that can handle all types of traffic such as voice, video, data, images, high quality audio and multimedia. It uses small, fixed size cells and is asynchronous because cells are transmitted through a network on an "as needed" basis and not merely transmitted during specific time intervals. It can be used for both WAN and LAN applications and provides a seamless interworking between the two. ATM is a technology designed to combine the benefits of switching technology with those of packet switching.	Yes	237
Cable TV Access	Only if the service is provided as a commercially available telecommunications service, or part of Internet access, or an internal connection that is necessary to transport information to individual classrooms. Under the cite, cable providers are not normally considered providers of interstate telecommunications.	Conditional	§ 54.703 Appendix I Final Rules 450

¹ Federal-State Joint Board on Universal Service, CC Docket No. 96-45, Report and Order, 12 FCC Rcd 9775 (1997), SBCPA filed 6/24/97 and 12/22/97.

² Eligible schools and libraries should receive discounts of between 20 and 90 percent on all telecommunications services, internet access and internal connections provided by telecommunications carriers.

³ Eligible schools and libraries will be permitted to apply their relevant discounts to information services provided by entities that consist of:

- (i) the transmission of information as a common carrier;
- (ii) the transmission of information as part of a gateway to an information service, where that transmission does not include the generation or alteration of the content of information but may include data transmission, address translation, protocol conversion, billing management, introductory information content, and navigational systems that enable users to access information services that do not affect the presentation of such information services to users; and
- (iii) electronic mail services (e-mail).

⁴ Formal position statement adopted by the Schools and Libraries Corporation Board of Directors on November 20, 1997.

SERVICE	ELEMENT/ DESCRIPTION	ELIGIBLE YES/NO	PARAGRAPH CITE
CENTREX	A private communications system which consists of a wide variety of features provided by central office software and extended to the customer's premises via local distribution facilities.	Yes	431
Digital Data Service	Sub-T-1 Facilities - Provides a 4 wire synchronous circuit at rates of 2.4, 4.8, 9.6, 56, 64 Kbps. It may be provided either hubbed or non-hubbed.	Yes	431
Direct Broadcast Satellite (DBS)	Direct Broadcast Satellite (DBS) is a digital system that uses satellite to transmit TV programs to its subscribers. The transmitted signals are received using individual rooftop antennas. Program reception of the subscriber is limited to those channels broadcast by a specific provider.	No (Revised 2/25/98)	431
Distance Learning	A service that utilizes video and audio technologies allowing students who are remotely located from other students, or the lecturer to participate interactively with the class, and is eligible if provided as a telecommunications service.	Conditional	437
	Monitors	No	460
	Video Cameras	No	460
	Video CODEC (see Video Conference Section)	No	460
Fractionalized T-1	Provides a data rate between 56Kbps (DS-0) and 1.544 Mbps. It is typically used for LAN interconnection, video conferencing, high-speed mainframe connection and computer imaging. It is typically provided on four-wire copper circuits.	Yes	437
Frame Relay Service	A form of packet switching utilizing smaller packets and requiring less error checking than more traditional forms of packet switching. A frame-based technology for the transfer of protocol-oriented data, frame relay is characterized by connection-oriented services up to 50 Mbps.	Yes	437
	UNI Link - Port, Channel Termination and Mileage	Yes	437
	NNI Link - Port, DS1CT Connection, Permanent Virtual Connection (PVC)	Yes	437